

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 4, 2010**

**DIVISION ONE**

B221605     Department of Children and Family Services     (Not for Publication)  
                 v.  
                 Superior Court, Los Angeles County  
                 (A.S. et al., r.p.i.)

THEREFORE, let a peremptory writ issue, commanding respondent superior court to vacate its order of January 8, 2010, dismissing the Welfare and Institutions Code section 300 petition as to Blanca S. and to issue a new and different order sustaining same, in Los Angeles Superior Court case No. CK79519, entitled In the Matter of Blanca S. The temporary stay order is hereby terminated.

Mallano, P.J.                      Rothschild, J.                      Chaney, J.

**DIVISION TWO**

B215166     Bridgeport Community Association, Inc.                      (Not for Publication)  
                 v.  
                 James A. Martin, et al.

The order granting summary judgment is affirmed. Bridgeport is entitled to its costs of appeal.

Chavez, J.

We concur:   Boren, P.J.  
                 Doi Todd, J.

DIVISION TWO (continued)

B214233      Pou Chen Corporation      (Not for Publication)  
v.  
MTS Products, et al.

The trial court's order granting the motion to offset is affirmed. Pou Chen is awarded its costs on appeal.

Chavez, J.

We concur:    Boren, P.J.  
                  Ashmann-Gerst, J.

B218815      Gregg Levin                      (Not for Publication)  
v.  
Canon Business Solutions, Inc., et al.

The judgment and orders are affirmed. Levin is awarded his costs on appeal.

Chavez, J.

We concur:    Boren, P.J.  
                  Ashmann-Gerst, J.

B212756      County of Los Angeles      (Not for Publication)  
v.  
Indiana Lumbersmens Mutual Insurance Company

The order and judgment are affirmed. Respondent is awarded its costs on appeal.

Chavez, J.

We concur:    Doi Todd, Acting P.J.  
                  Ashmann-Gerst, J.

## March 4, 2010 (Continued)

## DIVISION TWO (continued)

B212547 People (Not for Publication)  
v.  
Robinson

The judgment is affirmed.

Chavez, J.

We concur:   Boren, P.J.  
Doi Todd, J.

[illegible]

The judgment is affirmed.

Chavez, J.

We concur:   Doi Todd, Acting P.J.  
                    Ashmann-Gerst, J.

## DIVISION FOUR

[illegible]

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.  
Manella, J.

March 4, 2010 (Continued)

## DIVISION FOUR (continued)

B196643      People                                  (Not for Publication)  
v.  
Emerald R., et al.

The true finding on the section 12022.7 allegation as to Breana is reversed. The terms of probation are modified to reflect that minors are prohibited from engaging in any activity or association with anyone they know is disapproved of by their parents (or guardian named in the order) or participating in any activity they know is gang related. The orders imposing a maximum term of confinement are stricken. In all other respects, the orders of wardship are affirmed.

Suzukawa, J.

I concur: Willhite, J.  
I concur: Epstein, P.J. (Opinion)

DIVISION FIVE

B216744      People      (Not for Publication)  
v.  
Ray McDaniel

The judgment is affirmed.

Armstrong, Acting P.J.

We concur: Mosk, J.  
Kriegler, J.

## March 4, 2010 (Continued)

## DIVISION FIVE (continued)

B219157 People (Not for Publication)  
v.  
Memorial Dinh

The judgment is affirmed.

Armstrong, Acting P.J.

We concur: Mosk, J.  
Kriegler, J.

DIVISION SIX

B216786 People (Not for Publication)  
v.  
Carla Nadine Zimbalist

The judgment is affirmed.

Coffee, J.

We concur:    Gilbert, P.J.  
                         Yegan, J.

B212218 People (Not for Publication)  
v.  
Munos

The order is affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Coffee, J.

March 4, 2010 (Continued)

## DIVISION SIX (continued)

B214869 People (Not for Publication)  
v.  
Gamez

The judgment is affirmed.

Perren, J.

We concur:    Gilbert, P.J.  
                         Coffee, J.

B218151 People (Not for Publication)  
v.  
Cortez

The judgment is affirmed.

Coffee, J.

We concur:    Gilbert, P.J.  
                         Perren, J.

## DIVISION EIGHT

Court convened at 9:00 a.m.

Present: Bigelow, P.J., Rubin, J., Flier, J., Lichtman, J. (Assigned) and Emma Jean Amos, Deputy Clerk.

Each of the following:

B212649 Prentice v. Skyrose Chapel Foundation

B212252 People v. Ode

B214072 People v. E.R.

B211193 People v. Hampton

B214531 People v. Rodriguez

March 4, 2010 (Continued)

DIVISION EIGHT (continued)

Each of the following (continued):

B215559 DCFS v. R.B., et al.  
B215828 DCFS v. Z.K.  
B217677 People v. Lewis  
B209846 People v. Totter, et al.

Argument waived, cause submitted.

B214649     L.A. County Fire Department  
                 v.  
                 Workers Compensation Appeals Board  
                 Clifton Norton

Merits:  
Argued by Michael Barnard for petitioner, by Wayne McCort for  
respondent and by Bernhard Baltaxe for amicus. Cause submitted.

Flier, J. leaves the bench.

B211657     Viviana Padilla, et al.  
                 v.  
                 El Rodeo Night Club, et al.

Merits:  
Argued by Gary Dordick for appellants and by Mark Israel for respondents.  
Cause submitted.

Flier, J. resumes the bench.

Lichtman, J. (Assigned), leaves the bench

March 4, 2010 (Continued)

DIVISION EIGHT (continued)

B209178     Jane Doe, et al.  
              v.  
              Los Angeles Unified School District

Merits:

Argued by Tyna Thall Orren for appellants and by Jeffery J. Carlson for respondent. Cause argued submission deferred.

Flier, J. leaves the bench.

Lichtman, J. (Assigned) resumes the bench.

B213947     Heshmat Tayebi, et al.  
              v.  
              Enas Rafael, et al.

Merits:

Argued by Cyrus Meshki for appellants and by Femi J. Banjo for respondents. Cause submitted.

B207480     People  
              v.  
              Curtis Gibson

Merits:

Argued by Russell Babcock for appellant and by Lance Winter, Deputy Attorney General for respondent. Cause submitted.

Court recessed

Court reconvened at 1:00 p.m.

Present: Bigelow, P.J., Rubin, J., Lichtman, J. (Assigned) and Emma Jean Amos, Deputy Clerk.



DIVISION EIGHT (continued)

B211581     Manuel Babayan  
               v.  
               Aurafin, LLC, et al.

Merits:  
Argued by Motaz M. Gerges for appellant and by Steven M. Kroll for respondents. Cause submitted.

B213065     People of the State Of California  
               v.  
               Bankers Insurance Company

Merits:  
Argued by Neil C. Newson for appellant and by Paul H.S. Kim, deputy county counsel for respondent. Cause submitted.

Flier, J. assumes the bench.

B208771     Marian Davis, et al.  
               v.  
               G.J. Siegel and Associates, Inc., et al.

Merits:  
Argued by Gregory Grantham for appellants and by Alon MaCohen for respondents. Cause submitted.

B214423     Bay Village Apartments, et al.  
               v.  
               Tishman Speyer Properties, L.P., et al.

Merits:  
Argued by Howard Privette for appellants and by John Joiner for respondents. Cause submitted.

Bigelow, P.J. leaves the bench.

DIVISION EIGHT (continued)

B208403     Hanil Development, Inc., et al.  
                 v.  
                 Edward Ahn, et al.

Merits:

Argued by Patrick J. Evans for appellants and appearance only by William K. Mills for respondents Hanil Engineering & Construction Company et al; appearance only by Christopher Kim for respondent Hanil Development Incorporated. Cause submitted.

Bigelow, P.J. resumes the bench.

Lichtman, J. (assigned) leaves the bench.

B212336     Platino Records, Inc., et al.  
                 v.  
                 Univision Music, LLC, et al.

Merits:

Argued by Jay M. Coggan for appellants and by R. Alexander Pilmer for respondents. Cause submitted.

B207381     MBGF Properties  
                 v.  
                 Concourse Parking Corporation

Oral argument continued to April 29, 2010 at 10:30 a.m.

B205911     Estrada  
                 V  
                 ITT Industries/Gilfillan, et al.

Oral argument continued to March 29, 2010 at 1:00 p.m.

Court adjourned

DIVISION EIGHT (continued)

B214991      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Karen R.  
R.R.

The orders dismissing counts a-1 and b-1 from each of the petitions, count i-1 from Karen's petition, and count j-1 from the petitions to bring Karen's siblings within the jurisdiction of the court, are reversed. The juvenile court is directed to enter new orders sustaining such counts, and for further proceedings in accordance with the views expressed in this opinion. The order dismissing count e-1 from the petition to bring Karen within the jurisdiction of the court is affirmed. In all other respects, the judgment is affirmed.

Lichtman, J. (Assigned)

We concur: Rubin, Acting P.J.  
Flier, J.